

Agenda Item No. 7(J)



Date:

July 7, 2005

To:

Honorable Chairman Joe A. Martinez

and Members, Roar of County Commissioners

George M. Burg

County Manager

From:

Subject: Substitute to Proposed Zoning Ordinance Establishing the Standard Urban Center

**District Regulations** 

# **RECOMMENDATION**

It is recommended that the Board adopt the attached zoning ordinance establishing Standard Urban Center District Regulations.

# **BACKGROUND**

On December 2, 2004 the Board of County Commissioners adopted Ordinance No. 04-217 establishing the Naranja Community Urban Center Zoning District (NCUCD). NCUCD is the second of a series of Urban Center Districts resulting from area planning – charrette processes that have been conducted by the Department of Planning and Zoning (DP&Z) and that have been adopted by the BCC in the past few years. As DP&Z prepares additional urban center ordinances for BCC adoption, the need has arisen to streamline these zoning ordinances by codifying all their common regulatory language and provisions into the proposed Standard Urban Center District Regulations. Establishment of these common Standard Urban Center District Regulations will permit staff to reference back to the common regulations when needed rather than repeating them in the individual urban center zoning ordinances that will follow. The Planning Advisory Board reviewed and endorsed the proposed ordinance on February 7, 2005.

# FISCAL IMPACT

The proposed ordinance creates no fiscal impact on Miami-Dade County.

Assistant County Manager

TO:

Honorable Chairman Joe A. Martinez

DATE:

July 7, 2005

and Members, Board of County Commissioners

FROM:

Robert A. Ginsburg

County Attorney

SUBJECT: Agenda Item No.

7(J)

r leas	e note any items encered.
<del></del>	"4-Day Rule" ("3-Day Rule" for committees) applicable if raised
	6 weeks required between first reading and public hearing
	4 weeks notification to municipal officials required prior to public hearing
	Decreases revenues or increases expenditures without balancing budget
	Budget required
	Statement of fiscal impact required
	Bid waiver requiring County Manager's written recommendation
	Ordinance creating a new board requires detailed County Manager's report for public hearing
	Housekeeping item (no policy decision required)
	No committee review

Approved Veto Override	<u>Mayor</u>	Agenda Item No. 7(J) 7-7-05
	ORDINANCE NO	

ORDINANCE RELATING TO ZONING AND OTHER LAND DEVELOPMENT REGULATIONS; PROVIDING FOR THE STANDARD URBAN CENTER ZONING DISTRICT REGULATIONS; CREATING SECTIONS 33-284.81 THROUGH 33-284.90 OF THE CODE OF MIAMIDADE COUNTY (CODE); AMENDING SECTIONS 33-311, 33-313, 33-314 and 33B-45 OF THE CODE; PROVIDING SEVERABILITY, INCLUSION IN THE CODE AND AN EFFECTIVE DATE

# BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA:

Section 1. Sec. 33-284.81 of the Code of Miami-Dade County, Florida, is hereby created as follows:<sup>1</sup>

<sup>&</sup>lt;sup>1</sup> Words stricken through and/or [[double bracketed]] shall be deleted. Words underscored and/or >>double arrowed<< constitute the amendment proposed. Remaining provisions are now in effect and remain unchanged.

# ARTICLE XXXIII (K) STANDARD URBAN CENTER DISTRICT REGULATIONS

Sec. 33-284.81. Purpose and applicability.

- A. The Comprehensive Development Master Plan (CDMP) contains directives to promote urban centers in places where mass transit, roadways, and highways are highly accessible. The CDMP provides for three types of urban centers: community (CUC), metropolitan (MUC) and regional (RUC).
- B. The regulations in this article shall apply to urban centers, as defined in the CDMP. Specifically, these standard regulations apply to the Urban Center Districts provided for in this code that were created after the effective date of this ordinance (\_\_\_\_\_\_\_\_, 2005). Each Urban Center District, as adopted by the Board of County Commissioners by separate ordinances, shall contain a set of regulating plans and additional regulations addressing unique circumstances that, in conjunction with this article, shall control development in each particular urban center.
- C. The standard regulations contained in this chapter and Chapter 18-A, Code of Miami-Dade County, Florida, shall apply to this article, except as otherwise added to or modified herein.
- D. The area within the boundaries of an urban center is divided in three Sub-districts: Core, Center and Edge. The highest density and intensity within an urban center shall be allocated to the Core Sub-districts, a mixed-use area adjacent to the transit station(s) or major transit stop(s). The densities and intensities shall then gradually decrease from the Core to the Center Sub-district where mixed-uses are still permitted and then further decrease to the Edge Sub-district which is characterized by single uses, including low density residential.
- E. In the case of multiple-phase development, each phase of the development, whether standing independently or in conjunction with existing developed or proposed future contiguous phases, shall meet all the requirements of this article and of the additional requirements and of the regulating plans provided in each Urban Center Districts. In addition, construction of each phase shall be directed first toward the street of higher hierarchy as provided in the Urban Center Districts; and the minimum building frontage length requirements may be disregarded in approving each individual phase, provided that the building frontage length requirements are met at the conclusion of all phases.



Section 2. Sec. 33-284.82 of the Code of Miami-Dade County, Florida, is hereby created as follows:

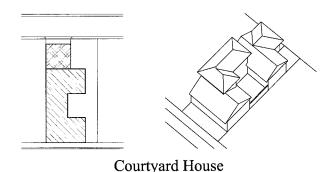
Sec. 33-284.82. Definitions.

Terms used throughout this article shall take their commonly accepted meaning unless otherwise defined in Chapters 18-A, 28 or 33 of the Code of Miami-Dade County. Terms requiring interpretation specific to this article are as follows:

- 1. <u>Anchor point</u>: the location depicted on the Open Space Plan on which some portion of a plaza, green, or square must be situated.
- 2. <u>Bike lane</u>: a corridor dedicated specifically for bicycle use.
- 3. <u>Block</u>: a combination of contiguous building lots, the perimeter of which abuts public rights-of-way or an open space.
- 4. Block face: the right-of-way line or easement line that delineates a block edge.
- 5. <u>Boulevard</u>: a roadway traversing a neighborhood, flanked with sidewalks, on-street parking, street trees and buildings.
- 6. <u>Building placement diagrams</u>: diagrams that provide a schematic representation of the permissible footprints and profiles of structures by land use and Sub-district.
- 7. <u>Build-to line</u>: a line parallel to the block face, along which a building shall be built. A forecourt may be used to vary the build-to line in the Core and Center Sub-districts.
- 8. <u>Busway</u>: a limited access right of way for the exclusive use of buses.
- 9. <u>Civic use</u>: a use that is open to the public and conducted within a community building, including without limitation, meeting halls, libraries, schools, child care centers, police stations, fire stations, post offices, clubhouses, religious buildings, museums, visual and performance arts buildings, and governmental facilities.

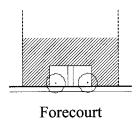


- 10. <u>Clear zone</u>: an area within the curb radius, which shall be kept clear of all objects to a prescribed height to provide vehicle clearance.
- 11. <u>Colonnade</u>: a roofed structure, extending over a private walkway, open to the street and sidewalk except for supporting columns or piers.
- 12. <u>Cornice line</u>: a molded and projecting horizontal member that crowns an architectural composition.
- 13. <u>Courtyard house</u>: a single-family dwelling distinguished by the provision of a court or atrium. The court shall be enclosed on at least three sides by habitable space and shall provide penetrable openings such as windows and doors between the interior of the dwelling and the court. A Courtyard house may occupy the full width of the lot.



- 14. <u>Designated open space</u>: an outdoor, at-grade space including greens, squares, plazas and colonnades as indicated on the Designated Open Space Plan.
- 15. <u>Entertainment Center</u>: an amusement, entertainment, cultural, ecological, or historical complex (or any combination thereof) that is open to the public, including without limitation: buildings for public assembly; mechanical rides; games and contests; exhibits and demonstrations; art exhibits and musical shows; retail sales; marketplaces, including second-hand sales; food services, including fast food restaurants; and water attractions.
- 16. <u>Fenestration</u>: design and position of windows, entrances, and other structural openings in a building.

- 17. <u>Floorplate</u>: the shape and size of any given floor of a building. The floorplate that touches the ground is called the footprint, after the shape it leaves on the land.
- 18. <u>Forecourt</u>: the space between the principal building and the right-of-way where the building façade is set back and replaced by a low wall at the build-to line. The forecourt is suitable for gardens and outdoor seating and is required to be fronted by buildings on three sides.



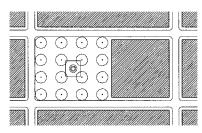
- 19. <u>Front property line</u>: the property line abutting the higher ranking street right-of way. For equal ranking street rights-of-way, either frontage may be designated as the front property line.
- 20. <u>Green</u>: an outdoor open space, mostly surrounded by residential uses, that shall not be hard surfaced for more than 20 percent of the area exclusive of dedicated rights-of-way. Greens shall be located according to the Designated Open Space Plan, and their landscaping shall consist primarily of lawn, trees, and garden structures.



- 21. <u>Greenway or linear park</u>: an outdoor open space along a natural edge, including without limitation, a river front, a canal, a scenic road, or other route. Greenways provide passage for pedestrians or bicycles and are used to link nature reserves, cultural features, other parks, and open spaces and/or historic sites.
- 22. <u>Habitable space</u>: building space the use of which involves regular human presence. Habitable space shall not include areas devoted to the parking of vehicles in parking garage structures, self-service storage facilities, or warehouses.

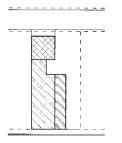
- 23. <u>Home office</u>: a professional office use within a residential use, as provided in section 33-25.1 of this code.
- 24. <u>Irregularly shaped lot</u>: a lot in areas designated Residential (R) and Residential Modified (RM) with an irregular shape due to its location on a corner or intersection or at the end of a grouping of single-family detached or attached units. The dimensions of the front yard of such lot shall be similar to the dimensions of the front yards of adjacent homes.
- 25. <u>Live-work unit</u>: a mixed-use building type with one single-family residential dwelling located above one work space.
- 26. <u>Live-work building</u>: a mixed-use building type with residential dwellings located above work spaces.
- 27. <u>Main street</u>: a vehicular and pedestrian thoroughfare lined primarily with mixed-use buildings, as depicted on the Street Types Regulating Plan.
- 28. <u>Minor street</u>: a street that is predominantly residential in character as depicted on the Street Types Regulating Plan.
- 29. <u>Mixed-use building</u>: a building that includes a combination of two or more vertically integrated uses, such as retail and/or office uses on the ground floor, with residential uses above.
- 30. Off-street parking: garage parking or surface parking not on a public or private street.
- 31. <u>On-street parking</u>: parking on a public or private street.
- 32. <u>Outdoor produce market</u>: an outdoor commercial establishment where produce and hand crafted items are offered for sale.
- 33. <u>Pedestrian passages</u>: interconnected paved walkways that provide pedestrian passage through blocks and that connect directly with the network of sidewalks and open spaces.

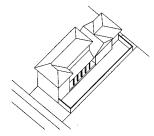
34. <u>Plaza</u>: an outdoor open space fronted by retail and office uses. A minimum of 50 percent and a maximum of 75 percent of the plaza's area, exclusive of dedicated rights-of-way, shall be hard surfaced. Plazas shall be located according to the Designated Open Space Plan, and their landscaping shall consist primarily of hard-surfaced areas, permanent architecture or water-oriented features, and trees that are placed in an orderly fashion and that are regularly spaced as shown below.



Plaza

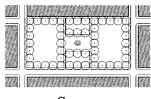
- 35. <u>Residential Building Type</u>: one of the following residential building types permitted in the Urban Center Districts: single-family detached, duplex, rowhouse, courtyard house, side yard house, and apartment.
- 36. Rowhouse: a single-family attached dwelling unit of a group of 3 or more units, each separated from the adjoining unit by a common party fire wall. Each common party fire wall shall extend to the roof line or above the roof of units that it serves and shall have no openings therein. Each rowhouse unit shall be serviced with separate utilities and shall otherwise be independent of any other unit.
- 37. <u>Service road</u>: a private or public vehicular passageway providing primary, secondary, or service access to the sides or rear of building lots.
- 38. <u>Sideyard house</u>: a single-family dwelling that provides an extensive porch oriented toward a side yard; the side yard is screened from the view of the street by a 6-foot masonry wall along the build-to line.





Sideyard house

39. Square: an outdoor open space that shall be flanked by streets on at least 3 sides and shall not be hard-surfaced for more than 50 percent of the area exclusive of dedicated rights-of-way. Squares shall be located according to the Designated Open Space Plan, and their landscaping shall consist primarily of hard-surfaced walks, lawns, and trees that are placed in an orderly fashion and that are regularly spaced as shown below.



Square

- 40. <u>Storefront</u>: the portion of a building at the first story of a mixed-use building consisting of habitable space to be used for business, office, or institutional purposes.
- 41. Story: an enclosed floor level within a building containing habitable space.
- 42. Street network: a system of intersecting and interconnecting streets and service roads.
- 43. <u>Street Type Development Parameters</u>: the design criteria that establish the required elements for the placement and size of the following: sidewalks, curbs and gutters, parking, medians, bike lanes, traffic lanes, street trees, and landscape strips in the public right of way.
- 44. <u>Street vista</u>: a view through or along a street centerline terminating with the view of a significant visual composition of an architectural structure or element. Street Vistas are indicated on the Open Space Regulating Plan by arrows; direction of the vista is indicated

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by the direction of the arrow. Garages and blank walls are not significant visual compositions.

45. <u>Urban Center District</u>: a zoning district resulting from the implementation of an area plan for a CDMP-designated urban center that has been accepted by the Board of County Commissioners.

46. <u>Weather protection elements</u>: architectural elements that provide protection from the sun and the rain, including without limitation, colonnades, awnings, bus shelters, or projecting roofs.

Section 3. Sec. 33-284.83 of the Code of Miami-Dade County, Florida, is hereby created as follows:

Sec. 33-284.83. Uses.

No land, body of water, or structure shall be used or permitted to be used, and no structure shall be hereafter erected, constructed, reconstructed, moved, structurally altered, or maintained for any purpose in the Urban Center (UC) Districts, except as provided in this article. The uses delineated herein shall be permitted only in compliance with the Regulating Plans and General Requirements provided in this article.

#### A. Permitted Uses.

1. Residential uses. Residential uses are permitted in the areas designated in the Land Use Regulating Plan as Residential (R), Residential Modified (RM), Mixed-Use Corridor (MC), Mixed-Use Main Street (MM), and Mixed-Use Optional (MO), as provided in the table below. Limited residential uses shall also be permitted in areas designated Industrial District (ID), pursuant to sub-paragraph (4) and the table below. In addition, density averaging shall be permitted when a unified development is located on multiple parcels, with different land uses or Sub-district designations, under the same ownership.

Land Use Areas						Permitted Residential Uses
R	RM	MC	MM	МО	ID	
X						detached single family dwelling
X	X					courtyard and sideyard dwellings
X	X					duplex
X	X					rowhouse
X	X					family day care (upon compliance with the applicable requirements of the RU-1 zoning district regulations)
X	X					group home (upon compliance with the applicable requirements of the RU-1 zoning district regulations)
X	X					municipal recreation building, playground or park owned and operated by a municipality, county, state, or the federal government
X	X					civic uses: only on sites no greater than three acres and only in accordance with the Building Placement and Design Development Parameters
	X	X	X	X		Multiple family apartment units are permitted in RM and when vertically integrated with other lawful uses in MC, MM and MO
(Y) n	ermitted	d in the	I and I	se Area	X	Limited residential uses are permitted in areas designated Industrial District (ID), pursuant to sub-paragraph (3) below

- 2. <u>Ancillary uses.</u> The following uses shall be permitted as ancillary uses to a lawful residential unit in the areas designated Residential (R) and Residential Modified (RM):
  - a. the following accessory buildings and non-residential uses, when located in the rear yard: workshop, garage, utility shed, gazebo, cabana, garden features, basketball hoop, pool and the like, and carport;

- b. for an attached or detached single family unit, a single accessory dwelling unit with a maximum of 600 square feet of habitable space under the same ownership as the single family unit;
- c. home office, as provided in section 33-25.1 of this code.
- Mixed uses. The vertical or horizontal integration of residential, business and office, and institutional uses shall be permitted as provided herein. Vertical integration allows any combination of primary uses, with business uses typically located on the ground floor and office and/or residential uses on the upper floors. Horizontal integration allows any combination of parcels with different primary uses within the same block. The following uses shall be permitted in accordance with the Land Use Regulating Plan, in the areas designated as Mixed-Use Optional (MO), Mixed-Use Main Street (MM) and Mixed-Use Corridor (MC):
  - a. Multiple family apartment units shall be permitted in MM areas only when vertically integrated with other lawful uses.
  - b. Multiple family apartment units shall be permitted in MO and MC areas, either alone or when vertically integrated with other lawful uses.
  - c. The professional office, institutional and business uses provided in this sub-section shall be permitted in MC areas, either alone or when vertically integrated with other lawful uses.
  - d. professional offices, as allowed in the RU-5 zoning district
  - e. civic uses
  - f. schools, in accordance with applicable provisions of this code
  - g. governmental offices
  - h. hotels and apartment hotels
  - i. the following business uses:
    - (1) antique shops
    - (2) apparel store new and used merchandise, provided such establishments contain no more than 4,000 square feet of gross floor area
    - (3) appliance and electrical fixture stores
    - (4) art goods stores, artist studios, galleries, and museums
    - (5) auditoriums, convention halls, and theaters
    - (6) bait and tackle shops

- (7) banks, excluding drive-in teller services
- (8) banquet halls and convention halls
- (9) beauty parlors
- (10) bakeries
- (11) barber shops
- (12) bicycle sales, rentals, and repairs (non-motorized)
- (13) billiard rooms
- (14) card shops and book stores
- (15) confectionaries, ice cream stores, and dairy stores
- (16) conservatories and music and dance studios
- (17) department stores, provided such establishments contain no more than 40,000 square feet of ground floor area
- (18) drugstores
- (19) dry-cleaning establishments where cleaning is not done onsite, offering drop-off and pick-up service only, but allowing other related services, including without limitation, tailoring and shoe repair, provided such establishments contain no more than 4,000 square feet of floor area
- (20) florist shops and garden shops
- (21) furniture stores and upholstery shops
- (22) grocery stores, fruit stores, health food stores, delicatessen, meat and fish markets, and other similar food stores
- (23) handcrafted product shops and hobby shops, including related workshops
- (24) hardware stores
- (25) health and exercise clubs
- (26) information booths
- (27) interior design shops
- (28) jewelry stores
- (29) leather goods and luggage shops
- (30) locksmith
- (31) meeting halls
- (32) movie theaters, excluding drive-in theaters
- (33) municipal recreation buildings
- (34) newsstands
- (35) night clubs

- (36) office and stationery supplies
- (37) optical stores
- (38) paint and wallpaper stores
- (39) photography studios, photo supply shops, and photo galleries
- (40) physical training schools with indoor training facilities up to 4,000 square feet in size, including without limitation, gymnastics, martial arts, and dance academies
- (41) police and fire substations
- (42) post offices
- (43) pottery shops
- (44) printing shops
- (45) pubs and bars, provided that these establishments comply with the distance requirements and other applicable provisions of this code
- (46) libraries
- (47) transit stations
- (48) religious facilities
- (49) restaurants and coffee houses. Outdoor table service and outside walk-up window service in conjunction with restaurants and coffee houses may be provided with the following requirements:
  - i. The restaurant furniture located on the sidewalk shall maintain a minimum five-foot wide obstacle-free corridor for pedestrian circulation along the sidewalk.
  - ii. Alcoholic beverages may be served outdoors only where such service is strictly incidental to the service of food.
  - iii. Drive-through restaurants shall be prohibited.
- (50) second hand stores and indoor flea markets
- (51) shoe stores and shoe repair shops
- (52) souvenir shops and gift shops
- (53) sporting goods stores
- (54) tailor shops
- (55) tobacco shops
- (56) other similar small retail stores, provided such establishments contain no more than 4,000 square feet of gross floor area



- 4. <u>Industrial uses</u>. The following uses shall be permitted in the Industrial District (ID) area. These uses shall be allowed in conformance with the Land Use Regulating Plan and the Street Type Development Parameters.
  - a. all uses permitted in the IU-1 zoning district
  - b. In any Sub-district, live-work units as follows:
    a single-family residential unit in connection with one of the following permitted uses for the workshop area:
    - (1) antique shops
    - (2) art goods stores, artist studios, galleries
    - (3) artisanal use
    - (4) bait and tackle shops
    - (5) bakeries
    - (6) cabinet shops
    - (7) dance studios
    - (8) dry cleaning and dyeing establishments
    - (9) engines, sales and service
    - (10) glass installation
    - (11) health and exercise clubs
    - (12) interior design shops
    - (13) leather goods manufacturing, excluding tanning
    - (14) locksmith shops, sharpening and grinding shops
    - (15) mail order office, including storage of products
    - (16) office uses
    - (17) photography labs
    - (18) pottery shops
    - (19) printing shops
    - (20) restaurants, excluding drive-through service
    - (21) secondhand stores
    - (22) shoe stores and shoe repair shops
    - (23) upholstery and furniture shops
    - (24) veterinarian and air conditioned pet hospitals
    - (25) wholesale salesrooms
  - c. the following limited residential uses shall be permitted when buffered from an industrial use by a street, a service road or live-work units, and when fronting an "A" Street:

- (1) in the Edge Sub-district, the residential uses permitted in the Residential (R) areas at a minimum density of 8 dwelling units per net acre to a maximum density of 18 dwelling units per net acre.
- (2) in the Center Sub-district, the residential uses permitted in the Residential Modified (RM) areas at a minimum density of 12 dwelling units per net acre to a maximum density of 36 dwelling units per net acre
- d. in the Edge Sub-district, automobile service stations and drive-through facilities when in compliance with the requirements of subsections (B)(2) and (3) below.
- 5. <u>Institutional uses</u>. The following uses are permitted in the Institutional (I) area in accordance with the Land Use Regulating Plan and the Street Types Development Parameters:
  - a. civic uses in accordance with the Street Types Development Parameters.
- B. <u>Conditionally Permitted Uses</u>. The following conditional uses shall be permitted subject to the administrative approval of a site plan, pursuant to section 33-284.88 of this code, to assure compliance with the requirements established herein:
  - 1. Liquor package stores shall be permitted only in the Core Sub-district and only in compliance with all applicable regulations of this code.
  - 2. Automobile service stations shall:
    - a. be permitted only in the Industrial District (ID) areas in the Edge and Center Sub-districts; and
    - b. be exempt from the minimum height requirement; and
    - c. provide a continuous street façade consisting of buildings or walls along all rights-of-way except driveways. When provided, walls shall not exceed 3.5 feet in height and shall be a minimum of 75% opaque. The main building shall provide a minimum of 40% of building frontage along the front property line.
  - 3. Drive-through facilities shall:
    - a. be permitted only in the Industrial District (ID) areas in the Edge and Center Sub-districts; and

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b. provide a continuous street façade consisting of buildings or walls along all rights-of-way except driveways. When provided, walls shall not exceed 3.5 feet in height and shall be a minimum of 75% opaque. The main building shall provide a minimum of 40% of building frontage along the front property line.

Section 4. Sec. 33-284.84 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

Sec. 33-284.84. Regulating Plans.

A set of Regulating Plans shall be provided with each adopted Urban Center District. The Regulating Plans shall consist of a series of controlling plans that include at least the following:

- A. The Street Types Plan, which establishes a hierarchy of street types in existing and future locations that shall be provided and shown in all development plans.
- B. The Sub-districts Plan, which delineates 3 Sub-districts: Core, Center and Edge. These Sub-districts shall regulate the allowable intensity of development in accordance with the Comprehensive Development Master Plan and this article.
- C. The Land Use Plan, which delineates the areas where specified land uses and development of various types and intensities shall be permitted.
- D. The Building Heights Plan, which establishes the minimum and maximum allowable number of stories.
- E. The Designated Open Space Plan, which designates open spaces, which shall be shown in all development plans. The designated open spaces shall be controlled by anchor points.
- F. The New Streets Plan, which shows the location and the number of new streets needed to create the prescribed network of streets within each Urban Center District. All new A streets shall be required in the same general location as shown on the New Streets Plan. All B streets shall be located as provided in section 33-284.86(F) of this code.
- G. The Bike Route Plan, which depicts the designated bike routes, including the bike facility requirements if any, which shall be shown in all development plans.

Section 5. Sec. 33-284.85 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

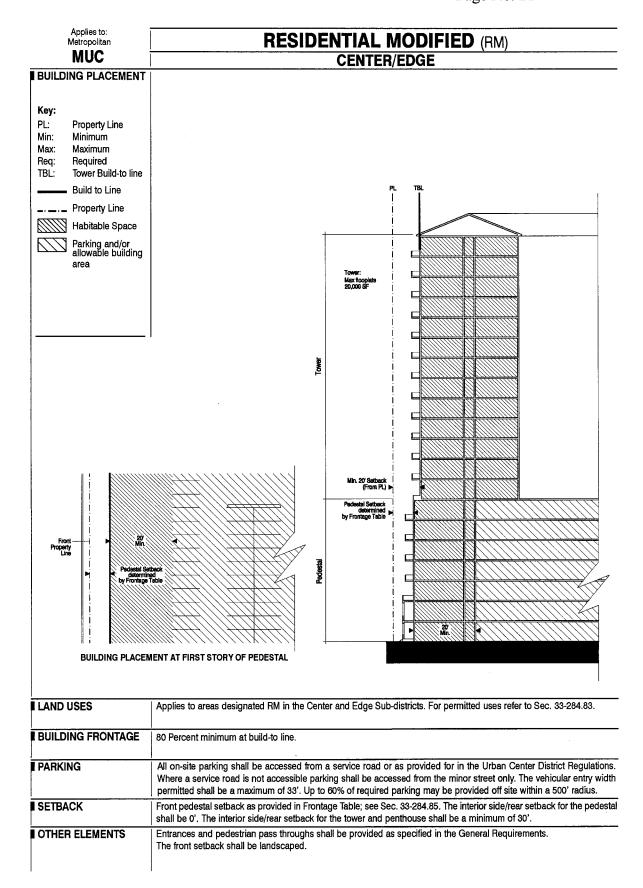
Sec. 33-284.85. Building Placement and Street Type Development Parameters.

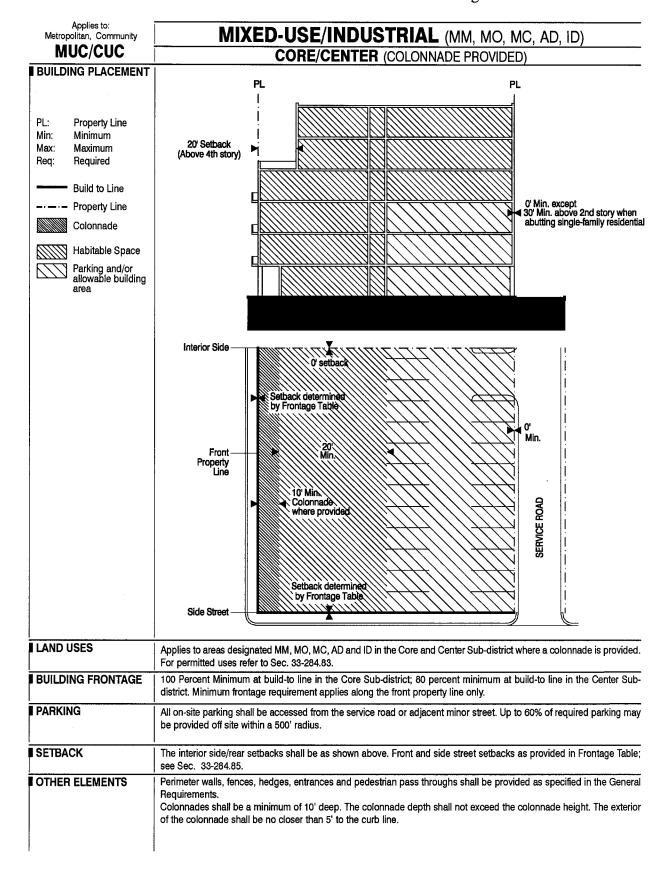
A. The following diagrams establish the Building Placement and Design Parameters by land use and sub-district. Building setbacks shall be required as illustrated in the Building Placement parameters; where setbacks reference a Frontage Table, such table specific to each Urban Center shall be provided in the individual Urban Center District ordinance.

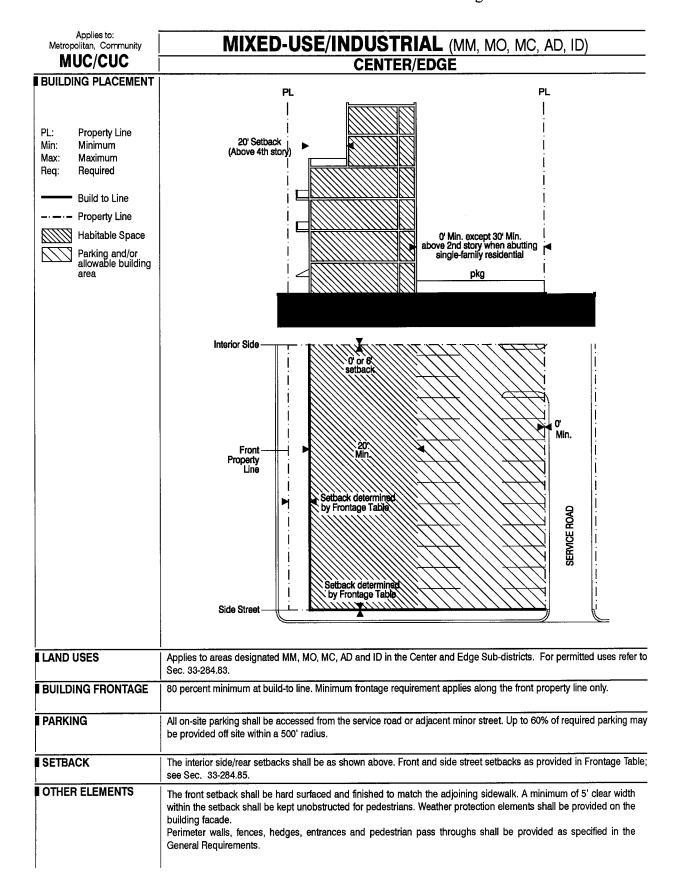
Applies to: Metropolitan MIXED-USE/INDUSTRIAL (MM, MO, MC, ID) MUC **CENTER/EDGE** BUILDING PLACEMENT Key: PL: Property Line Minimum Min: Мах: Maximum Required Req: Tower Build-to line TBL: Build to Line \_.\_. Property Line Habitable Space Parking and/or allowable building 100 20' Min. BUILDING PLACEMENT AT FIRST STORY OF PEDESTAL LAND USES Applies to areas designated MM, MO, MC, and ID in the Center and Edge Sub-districts. For permitted uses refer to Sec. 33-284.83. BUILDING FRONTAGE 80 Percent minimum at build-to line. **■ PARKING** All on-site parking shall be accessed from a service road or as provided for in the Urban Center District Regulations. Where a service road is not accessible parking shall be accessed from the minor street only. The vehicular entry width permitted shall be a maximum of 33'. Up to 60% of required parking may be provided off site within a 500' radius. Front pedestal setback as provided in Frontage Table; see Sec. 33-284.85. The interior side/rear setback for the pedestal **■ SETBACK** shall be 0'. The interior side/rear setback for the tower and penthouse shall be a minimum of 30'. OTHER ELEMENTS Entrances and pedestrian pass throughs shall be provided as specified in the General Requirements. The front setback shall be hard surfaced and finished to match the adjoining sidewalk. A minimum of 5' clear width within the setback shall be kept unobstructed for pedestrians. Weather protection elements shall be provided on the building facade.

Applies to: Metropolitan MIXED-USE/INDUSTRIAL (MM, MO, MC, ID) MUC **CORE/CENTER** (COLONNADE PROVIDED) **■ BUILDING PLACEMENT** Key: PL: Property Line Min: Minimum Maximum Max: Required Req: Tower Build-to line TBL: Build to Line Property Line Required Colonnade Habitable Space Parking and/or allowable building area Front Property Line Comice Line required at top of 3rd story **BUILDING PLACEMENT AT FIRST STORY OF PEDESTAL** Applies to areas designated MM, MO, MC, and ID in the Core and Center Sub-districts where a colonnade is provided. LAND USES For permitted uses refer to Sec. 33-284.83. BUILDING FRONTAGE 80 Percent minimum at build-to line. PARKING All on-site parking shall be accessed from a service road or as provided for in the Urban Center District Regulations. Where a service road is not accessible parking shall be accessed from the minor street only. The vehicular entry width permitted shall be a maximum of 33'. Up to 60% of required parking may be provided off site within a 500' radius. Front pedestal setback as provided in Frontage Table; see Sec. 33-284.85. The interior side/rear setback for the pedestal SETBACK shall be 0'. The interior side/rear setback for the tower and penthouse shall be a minimum of 30'. OTHER ELEMENTS Entrances and pedestrian pass throughs shall be provided as specified in the General Requirements. Colonnades shall be 2 stories high and a minimum of 15' deep. The colonnade depth shall not exceed the colonnade height. The exterior of the colonnade shall be no closer than 5' from curb line.

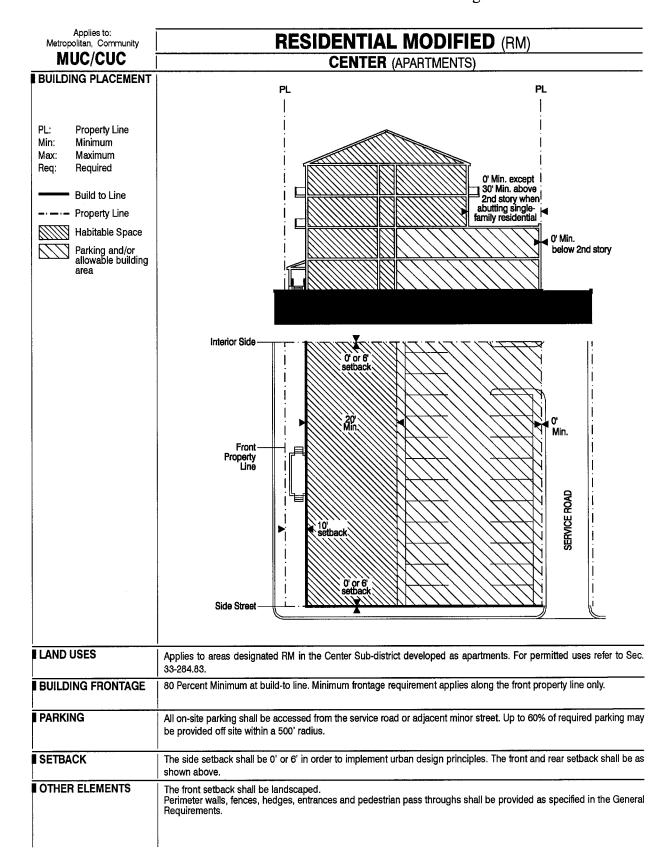




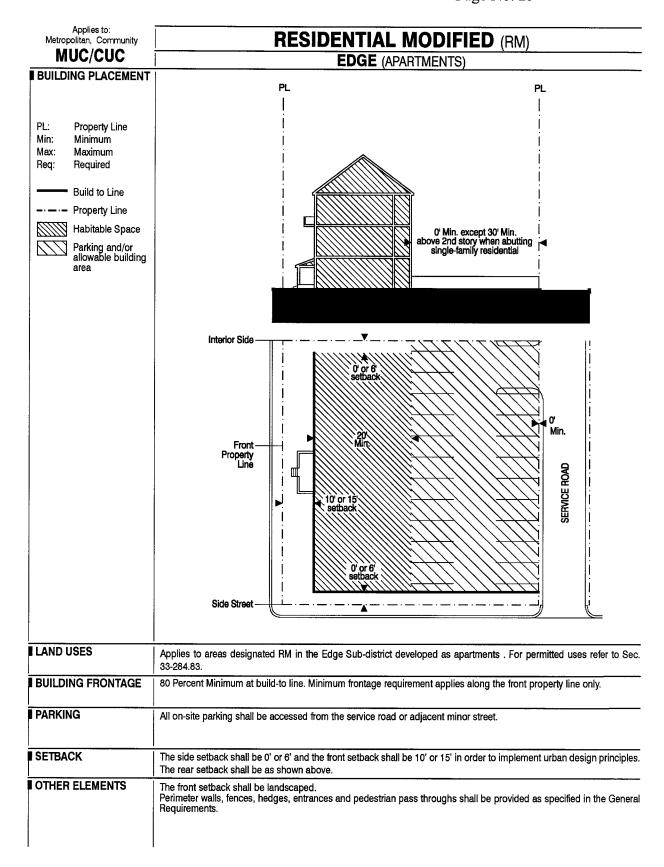








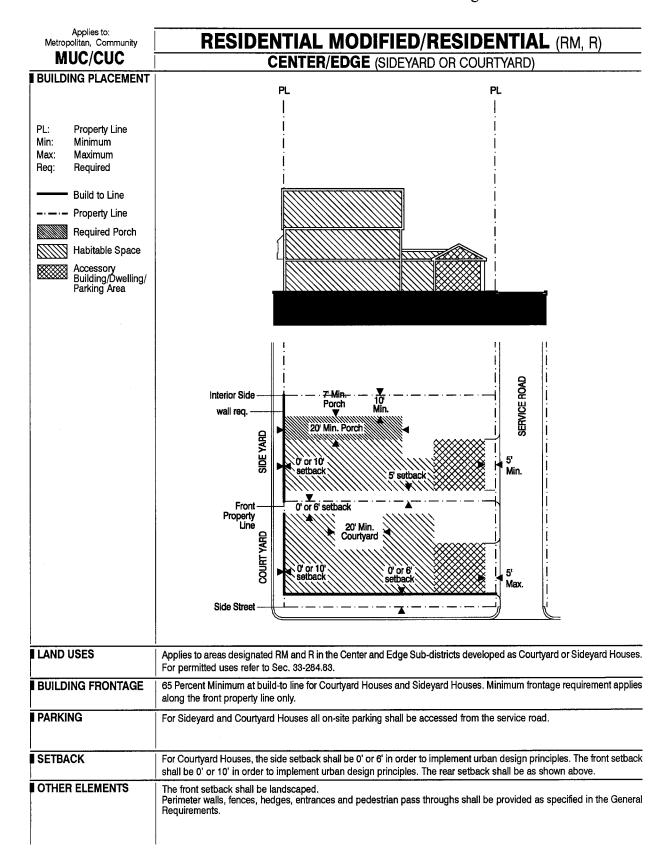


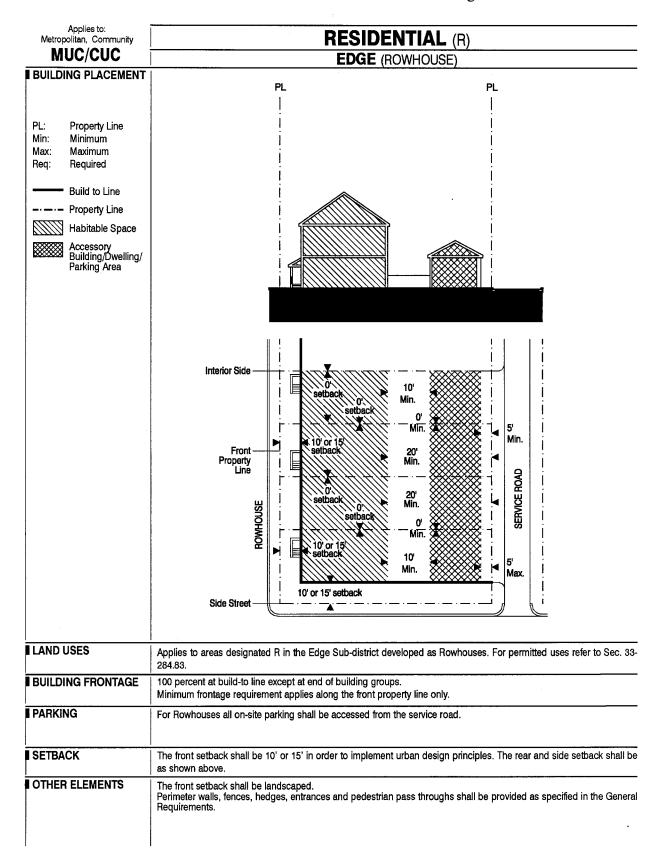




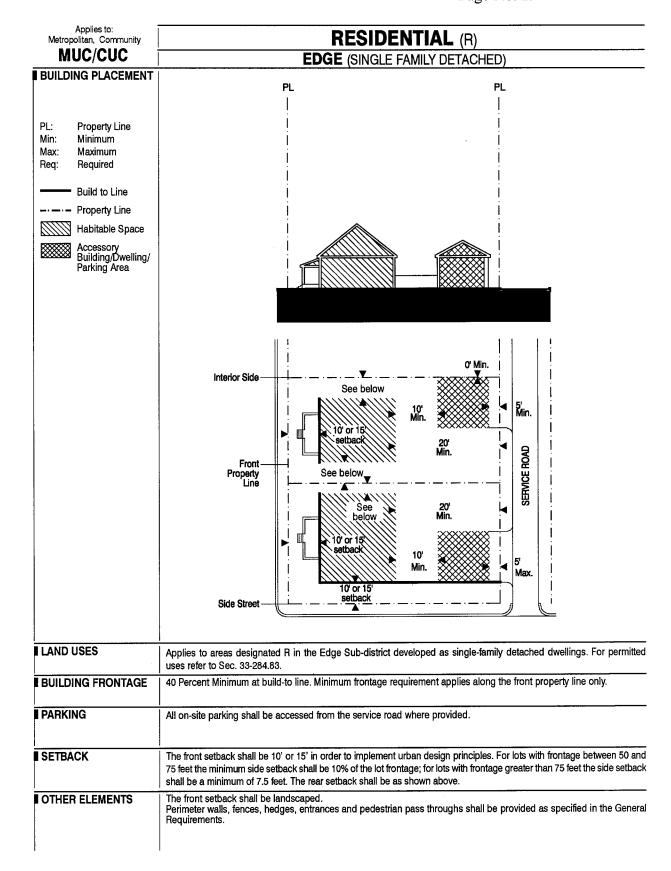
Applies to: Metropolitan, Community **RESIDENTIAL MODIFIED (RM)** MUC/CUC **CENTER** (APARTMENT OR ROWHOUSE) BUILDING PLACEMENT PL PL: Property Line Minimum Min: Maximum Max: Req: Required Build to Line Property Line Habitable Space Accessory Building/Dwelling/ Parking Area Interior Side Front Property Line SERVICE ROAD 20' Min. 10 Side Street LAND USES Applies to areas designated RM in the Center Sub-district developed as apartments and rowhouses. For permitted uses refer to Sec. 33-284.83. **BUILDING FRONTAGE** 100 percent minimum at build-to line for rowhouses except at end of building groups. 80 Percent Minimum at build-to line for apartments. Minimum frontage requirement applies along the front property line only. PARKING All on-site parking shall be accessed from the service road. SETBACK The side setback shall be 0' or 6' and the front setback shall be 0' or 10' in order to implement urban design principles. The rear setback shall be as shown above. OTHER ELEMENTS The front setback shall be landscaped. Perimeter walls, fences, hedges, entrances and pedestrian pass throughs shall be provided as specified in the General Requirements.

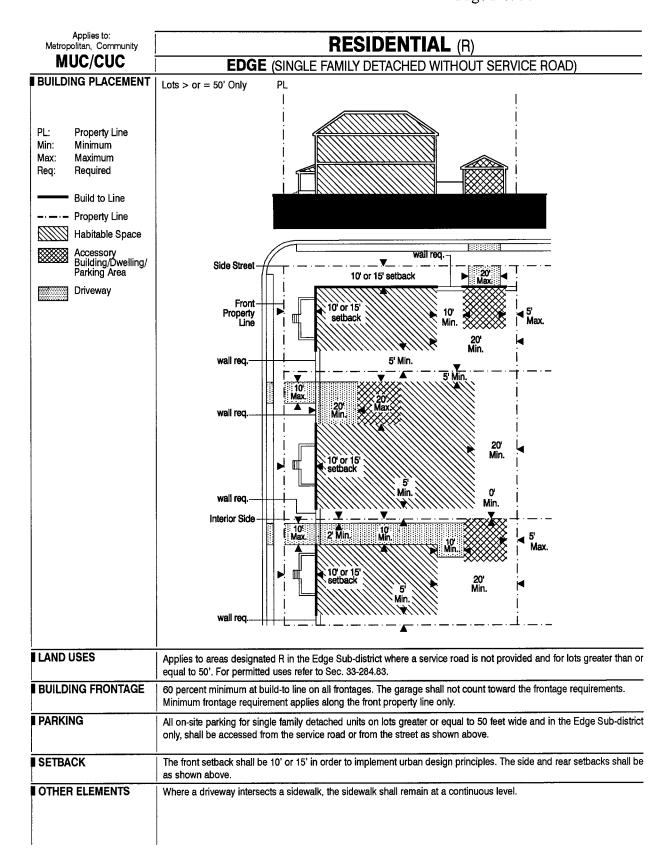












Applies to: Metropolitan, Community	RESIDENTIAL (R, RM)					
MUC/CUC	CENTER/EDGE (DUPLEX)					
PL: Property Line Min: Minimum Max: Maximum Req: Required  Build to Line  Property Line Habitable Space  Accessory Building/Dwelling/ Parking Area	Lots > or = 75' Only  PL  PL  Or Min.  Front Property Line  10' or 15' Selback  10' or 15' Selback  10' or 15' Selback  Side Street  Side Street  Side Street					
LAND USES	Applies to areas designated R or RM in the Center or Edge Sub-districts developed as single-family duplex dwelling For permitted uses refer to Sec. 33-284.83.					
BUILDING FRONTAGE	40 Percent Minimum at build-to line. Minimum frontage requirement applies along the front property line only.					
PARKING	All on-site parking shall be accessed from the service road where provided.					
SETBACK	The front setback shall be 10' or 15' in order to implement urban design principles. The side and rear setback shall be as shown above.					
OTHER ELEMENTS	The front setback shall be landscaped. Perimeter walls, fences, hedges, entrances and pedestrian pass throughs shall be provided as specified in the General Requirements.					

B. The following diagrams establish the Street Type Parameters by sub-district.

# **STREET TYPE 1**

# **BOULEVARD** (Parking Both Sides)

# CORE/CENTER

### STREET SECTION

#### Key:

s: sidewalk

g: green

c: curb and gutter

In: lane

med: median

p: parking

bl: bike lane

col: colonnade

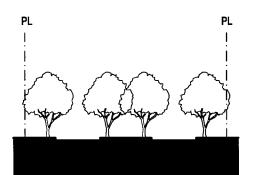
PL: property line Min: Minimum

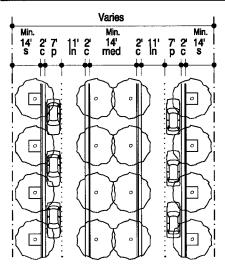
Max: Maximum

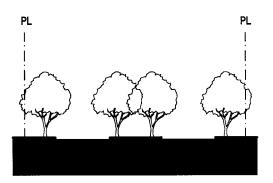
Req: Required

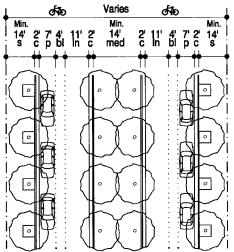
Ded: Dedication

----- Property Line









## LANDSCAPE/ OPEN SPACE

Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 6' continuous landscape strip.

#### **PARKING**

On-street parking shall count towards the minimum required parking.

#### OTHER ELEMENTS

Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. On all Boulevard intersections, the median shall have a mountable curb.

In the Center sub-district, the sidewalk shall be a minimum of 8' when adjacent to a 6' landscape strip.

If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

# **BOULEVARD** (Parking Both Sides) STREET TYPE 1 **EDGE** STREET SECTION Key: PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Rea: Required Varies Varies Ded: Dedication 2' 7' 11' 2' c p ln c 14' med 8' 2' 7' 4' g c p bl 11' 2' In C 14' med ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except **OPEN SPACE** street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in a 8' minimum continuous landscape strip. **PARKING** On-street parking shall count towards the minimum required parking. OTHER ELEMENTS On all Boulevard intersections, the median shall have a mountable curb. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## **BOULEVARD** (No Parking) STREET TYPE 2 **CORE/CENTER** STREET SECTION Key: PL PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required Varies **Varies** Ded: Dedication Min. 14' med Min. 11' 2' In c 14¹ med 2' 11' 4'2' c in bic 2<sup>1</sup> ---- Property Line Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street LANDSCAPE/ trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent **OPEN SPACE** irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 6' continuous landscape strip. **PARKING** N/A Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. OTHER ELEMENTS On all Boulevard intersections, the median shall have a mountable curb. In the Center sub-district, the sidewalk shall be a minimum of 8' when adjacent to a 6' landscape strip. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## **BOULEVARD** (No Parking) **STREET TYPE 2 EDGE** STREET SECTION Key: PL PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required Varies **Varies 0**∯0 Ded: Dedication Min. 14' med Min. 14' med Min. 8' 2'4' 11' 2' g cbl ln c 2' 11' 2' 8' c ln c g ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in a 8' minimum continuous **OPEN SPACE** landscape strip. PARKING N/A OTHER ELEMENTS On all Boulevard intersections, the median shall have a mountable curb. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## MINOR STREET (Parking Both Sides) **STREET TYPE 3 CORE/CENTER** STREET SECTION Key: PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required of √40 varies of √40 varies Ded: Dedication 7 2 p c 2' C 7' 4' p bl 2' 7' C p 10' 14' 8 10' lanes lanes ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent **OPEN SPACE** irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 6' continuous landscape strip. **PARKING** On-street parking shall count towards the minimum required parking. OTHER ELEMENTS Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. In the Center sub-district, the sidewalk shall be a minimum of 8' when adjacent to a 6' landscape strip. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## MINOR STREET (Parking Both Sides) **STREET TYPE 3 EDGE** STREET SECTION Key: PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required o√To varies o√To Ded: Dedication 8 2 7 g c p 8' 2' 7' 4' g c p bl 4' 7' 2' 8' 6' bi p c g s 7' 2' 8' p c g 10 10' lanes lanes ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in a 8' minimum continuous **OPEN SPACE** landscape strip. PARKING On-street parking shall count towards the minimum required parking. OTHER ELEMENTS If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## MINOR STREET (Parking One Side) **STREET TYPE 4 CORE/CENTER** STREET SECTION Key: PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required varies 🛷 Ded: Dedication 10' 2' s c 7' 2' p c 10' 2' 4' s c bl 4' 7' 2' 9' bl p c s 10' 10' lanes lanes ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street **OPEN SPACE** trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 4' continuous landscape strip. PARKING On-street parking shall count towards the minimum required parking. OTHER ELEMENTS Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. In the Center sub-district, the sidewalk shall be a minimum of 5' when adjacent to a 4' landscape strip. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

# MINOR STREET (Parking One Side) **STREET TYPE 4 EDGE** STREET SECTION Key: PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required varies Ded: Dedication 5' 5' 2' s g c 5' 5' 2'4' s g cbl 4' 7'2'4'5' bl pcgs 10' 10' 7'2'4'5' lanes ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except **OPEN SPACE** street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in a 4' minimum continuous landscape strip. PARKING On-street parking shall count towards the minimum required parking. OTHER ELEMENTS If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

## MINOR STREET (No Parking) **STREET TYPE 5 CORE/CENTER ■ STREET SECTION** Key: PL PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required of√ao varies of√ao varies Ded: Dedication 13' 4' 2' 13' bl c s 10' lanes 2' C 2' 4' c bl 13' S 10' lanes ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent **OPEN SPACE** irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 5' continuous landscape strip. **PARKING** N/A **OTHER ELEMENTS** Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. In the Center sub-district, the sidewalk shall be a minimum of 8' when adjacent to a 5' landscape strip. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.



	MINOR STREET (No Parking)
STREET TYPE 5	EDGE
STREET SECTION	
s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bi: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required Ded: Dedication	PL P
LANDSCAPE/ OPEN SPACE	Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except strees shall have a minimum diameter breast height of 4". Street trees shall be planted in an 8' minimum continuou landscape strip.
I PARKING	N/A
OTHER ELEMENTS	If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained at a minimum, as depicted above.

MINOR STREET (Canal Side)

# **STREET TYPE 6 CORE/CENTER** STREET SECTION Kev: PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Rea: Required of√ao varies Ded: Dedication 7' 4' p bl 10' lanes lanes р --- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street trees shall have a minimum diameter breast height of 4". Street trees shall be planted in 5' x 5' tree grates. Permanent **OPEN SPACE** irrigation is required. In the Center sub-district, tree grates are optional and street trees shall be planted in a 6' continuous landscape strip. **PARKING** On-street parking shall count towards the minimum required parking. OTHER ELEMENTS Where a colonnade is provided on the ground floor the sidewalk shall be 5' maximum along the building side only. In the Center sub-district, the sidewalk shall be a minimum of 8' when adjacent to a 6' landscape strip. If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.



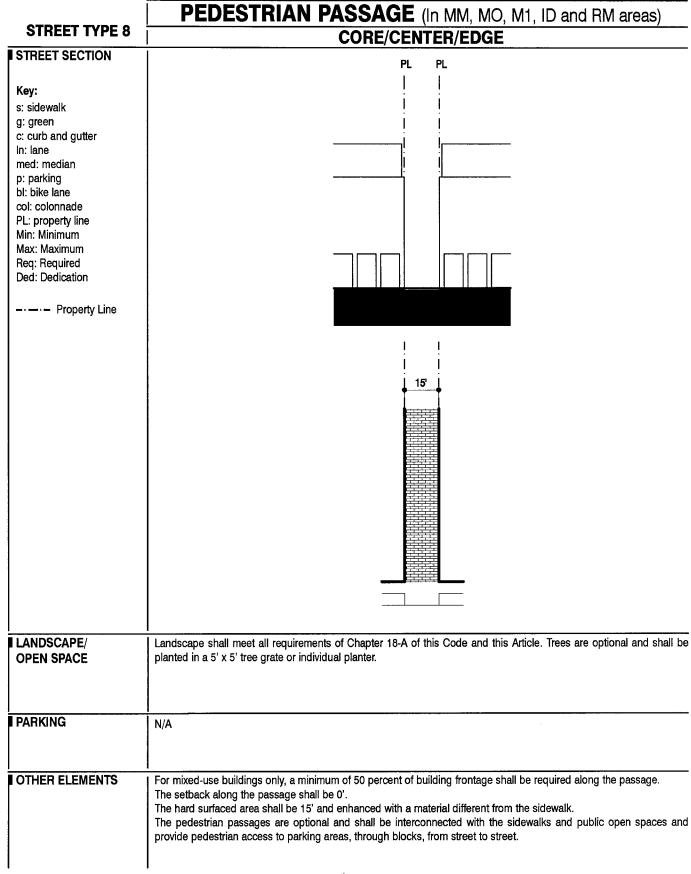
# MINOR STREET (Canal Side) **STREET TYPE 6 EDGE** STREET SECTION Key: PL PL s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required of ₹o varies varies Ded: Dedication 2' 7' C p 10' lanes 2' 8' C g 2' 7' 4' c p bl 10' lanes 2' 8' 6' 4' c g s bl ---- Property Line LANDSCAPE/ Parking lot buffers and street trees shall meet all requirements of Chapter 18-A of this Code and this Article except street **OPEN SPACE** trees shall have a minimum diameter breast height of 4". Street trees shall be planted in a 8' continuous landscape strip. PARKING On-street parking shall count towards the minimum required parking. OTHER ELEMENTS If additional traffic lanes are provided the outer lanes shall be a maximum of 11' wide and the inner lanes shall be a maximum of 10' wide. Additional traffic lanes shall only be added provided that all the street parameters are maintained, at a minimum, as depicted above.

STREET TYPE 7	SERVICE ROAD (In all land use areas)
	CORE/CENTER/EDGE
STREET SECTION	
Key: s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required Ded: Dedication	PL PL  24' ROW  2' 20' 2' 2 lanes 2
LANDSCAPE/ OPEN SPACE	N/A
PARKING	All on-site parking shall be accessed from the service road.
OTHER ELEMENTS	Multi-story garages, parking courts, and surface parking lots are permitted along service roads only in areas designate MM, MO, MC, ID, and RM. Accessory dewllings, single family garages and accessory buildings are permitted alor service roads in RM and R designated areas in Center and Edge Sub-districts.



	SERVICE ROAD (Optional in R areas)
STREET TYPE 7	EDGE
STREET SECTION	
s: sidewalk g: green c: curb and gutter In: lane med: median p: parking bl: bike lane col: colonnade PL: property line Min: Minimum Max: Maximum Req: Required Ded: Dedication	PL PL  24' ROW  6' 12' 6'  9 lane 9
I LANDSCAPE/ OPEN SPACE	A 6' landscape strip is required on both sides of paved area.
PARKING	All on-site parking shall be accessed from the service road where provided. Service roads are optional in the Edge Sub- district for detached single family only.
OTHER ELEMENTS	Single family garages, accessory dwellings, and accessory buildings are permitted along service roads in R-designated areas in the Edge Sub-district only.







PL PL
PL PL
15'  4' 7' 4'   9 s 9
andscape shall meet all requirements of Chapter 18-A of this Code and this Article. Trees shall be planted in a 4' con- nuous landscape strip in a random pattern.
/A
ne setback along the passage shall be 10' or 15' in order to implement urban design principles. The hard surfaced area shall be a maximum of 7' and enhanced with a material different from the sidewalk. The pedestrian passages are optional and shall be interconnected with the sidewalks and public open spaces and covide pedestrian access through blocks, from street to street.
ו ר



Section 6. Sec. 33-284.86 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

Sec. 33-284.86. General Requirements.

Setbacks, building frontage, and building placement shall be as set forth in the Building Placement and Design Parameters in section 33-284.85 of this code, except as specifically provided herein.

## A. <u>Lots and blocks</u>. The following shall be required:

Minimum Lot Requirements					
	Size	Frontage			
	(Square Feet)	(Feet)			
Rowhouse	1,200*	20			
Courtyard house and Sideyard house	3,000*	35			
Single-family detached	5,000 **	50			
	4,375 ***				
Duplex	7,500	75			
Live-work units	1,700	20 (max 40)			
Irregularly shaped lots 15 (****)					
All lots shall share a frontage line with a street or an open space					
(*) service roads are required when these types are provided.					
(**) when service roads are not provided.					
(***) when service roads are provided.					
(****) such lots shall be located only at the end of a series of lots.					
Maximum Block Requirements					
	Length				
	(Feet)				
Maximum length (+)	500				
(+) unless otherwise provided in the Regu	lating Plans.				

#### B. <u>Buildings</u>.

- 1. Storefronts shall be provided on the first floor of mixed-use buildings, and shall be directly accessible from a street frontage or an open space as follows:
  - a. For properties with two or more frontages, storefronts shall be located on a minimum of two frontages, with priority given to frontages on an open space and the highest ranking street.
  - b. Storefronts shall have a transparent clear glazed area of not less than 70 percent of the facade area. The first floor shall be occupied by habitable uses that generate pedestrian activity and provide surveillance of the street. Ground floor windowsills shall be placed at a minimum height of 24 inches and a maximum of 48 inches above grade. Security enclosures, if any, shall be of the mesh type that pedestrians can see through, and shall be located behind storefront displays.
- 2. All colonnades shall comply with the following:
  - a. Finished floor elevation of the colonnade shall match the adjoining sidewalk.
  - b. Colonnades shall have a minimum clear height of 10 feet (including lighting) and a minimum clear width of 10 feet (on the first floor from build-to line to exterior building face, excluding supporting structures). Awnings shall be permitted but shall not count towards the required colonnades. Colonnades shall not cause roof drainage into the public right-of-way. Colonnades shall be attached to buildings. In no instance shall the depth of a colonnade exceed the colonnade's height.
  - c. Free-standing colonnades shall not satisfy the build-to line requirement.
- 3. A minimum of 30% of all first floor streetwalls shall be fenestrated with windows. Mirror type glass shall be prohibited. All glazing shall be of a type that permits view of human activities and spaces within the structure. Colonnade column spacing, windows, and doors shall be proportioned such that the height of each opening is greater than its width. At least 50 percent of the area of security screens and gates shall be transparent.



- 4. In the Core and Center Sub-districts, the build-to line shall be maintained in accordance with the Building Placement and Design Parameters, except that the building may be set back up to 25 feet to accommodate a forecourt.
- 5. The height of an accessory building shall not exceed the height of the principal building.
- 6. An open, covered, or paved connection between a principal building and an accessory building may be built within the minimum required 10-foot spacing as shown in the Building Placement and Design Parameters.
- 7. In the Center and Edge Sub-districts, awnings, balconies, stoops, stairs, open porches, and bay windows shall be permitted to extend into the minimum required setbacks, to a maximum of:

	Front Setback, Side Str	reet Setback	Interior Side
	In a setback of 10 feet	In a setback of 15 feet	
Bay windows	3 feet	3 feet	3 feet
Balconies	6 feet	6 feet	3 feet
Awnings	6 feet	6 feet	3 feet
Stoops	6 feet	6 feet	3 feet
Stairs	6 feet	8 feet	3 feet
Porches	6 feet	8 feet	3 feet

Roof eaves, chimneys, signs, and ramps may encroach into all setbacks. Porticoes, canopies, and colonnades shall be guttered, and drainage shall be deposited onsite.

8. In the Core and Center Sub-districts, where a 0-foot setback is permitted, roof eaves, bay windows and balconies may encroach beyond the property line a maximum of 3 feet, except when abutting private property. In the Core and Center Sub-districts, awnings may encroach into the rights-of-way but shall not extend into the street more than 6 inches from the face of the curb. All right-of-way encroachments shall be a minimum of 11 feet above the sidewalk.

- 9. In the Edge Sub-district, accessory buildings shall be permitted to have balconies or bay windows that encroach a maximum of 3 feet into the rear yard setback.
- 10. Service areas shall be screened and located out of the view from adjacent properties or from the street.
- 11. The primary entrance of a building shall provide access to a public right-of-way or an open space. The primary entrance to the upper levels of mixed-use building with colonnades shall be through the colonnaded area along the front property line.
- 12. Each story shall have a maximum height of 16 feet, as measured from floor to floor. Any height above 16 feet shall count as an additional story, except that a single story may have a maximum height of 30 feet, provided that no mezzanine area exceeds 10 percent of the floor area of that story.
- 13. In the Edge Sub-district, rowhouses may have up to 3 stories when fronting a green.
- 14. A live-work unit shall have two components: a workshop and a residential unit. The workshop shall be located on the first floor and shall be directly accessible from the primary street frontage or an open space. The workshop's facade shall have a transparent clear glazed area of not less than 70 percent. The primary entrance of the residential component of a live-work unit shall be separate from the workshop component of the unit and shall directly lead to a primary street frontage or an open space.
- 15. Projects with 50 or fewer single-family units shall have a minimum of 3 substantially different front elevations. Projects with more than 50 but fewer than 100 single-family units shall have a minimum of 5 substantially different front elevations. Projects with more than 100 single-family units shall have a minimum of 5 substantially different front elevations and shall provide a diversity of building types by block and by street. Substantially different front elevations shall include variations in fenestration, material, and color.
- 16. Rowhouses shall provide a minimum of 15 feet between building groups.

- 17. A cornice line shall project a minimum of 2 inches from the front elevation of the structure.
- 18. Maximum building floorplates above 8 stories shall be 20,000 square feet. Cantilever balconies that are 6 feet or less in depth, open on 3 sides or more, and have a combined aggregate length of no more than 50 percent of each floor perimeter shall not be included in floorplate calculation.
- C. Open Space. Open spaces under this article shall be classified as (1) designated or (2) private open spaces.
  - 1. Designated open spaces shall be subject to the following requirements:
    - a. The general location, area, and dimensions shall conform with the Designated Open Space Plan.
    - b. Designated open spaces shall include the anchor point depicted on the Regulating Plan, and shall be provided at grade level.
    - c. Provided that all other parameters on the Designated Open Space Plan are met and that an individual/developer owns the entire designated open space area and an adjacent area, the final location of the designated open space may be pivoted around its anchor point onto such adjacent area, allowing the area previously designated as open space to be developed as permitted in the land use regulating plan.
    - d. Designated open spaces shall be provided in the form of squares, greens, or plazas as provided in the Designated Open Space Plan. Golf courses and parking lot buffers shall not count towards the designated open space requirement. Fifty percent of an area designated as open space may contain a lake.
    - e. No replatting or other land subdivision shall divide property in such a way that required designated open space is avoided or its location changed.
    - f. Designated open spaces shall be shaded, and their ground surface shall be a combination of paving materials, lawn, or ground cover.
    - g. If a lot or group of lots is designated entirely as open space in the Designated Open Space Plan and is surrounded predominantly by residential parcels, half of the lot or group shall be developable in a contiguous pattern and at a density in compliance with its land use designation for the entire parcel. Two additional stories above the number



of stories permitted by the Sub-districts and Building Heights Plans shall be permitted. Under this circumstance, the developable portion shall not be required to comply with the private open space requirement for residential development provided herein.

- h. If a lot or group of lots is designated partially as open space in the Designated Open Space Plan, the portion not designated as open space shall be developable in a contiguous pattern at a density/intensity which will equal the density/intensity permitted by the land use designation for the entire parcel. An additional story above the number of stories permitted by the Sub-districts and Building Heights Plans shall be permitted only to allow the increased density/intensity.
- i. Around designated open spaces, the building's frontage, height and placement shall be in accordance with the Building Placement and Design Parameters.

### 2. <u>Private open spaces</u>

- a. Private open spaces shall be provided in the form of colonnades, courtyards, terraces, and lawns. Lakes, golf courses, and parking lot buffers shall not count towards the open space requirement.
- b. All residential developments, except for multi-family residential and livework units, shall provide a minimum of 400 square feet of private open space per lot, in the form of courtyards, terraces, and lawns.
- c. All multi-family residential developments, including mixed-use developments, shall reserve a minimum of 10 percent of the site for common, private open space. Colonnades, where required, shall count towards this requirement.
- d. Private open spaces shall be shaded, and their ground surface shall be a combination of paving materials, lawn, or ground cover. Enclosures of private open spaces shall comply with subsection H below.
- e. Properties in the Industrial District (ID) area shall provide a minimum of 10 percent of the net lot area as private open space.

- D. <u>Landscape</u>. Except as provided herein, landscape shall be provided as required by Chapter 18A of this code. In the Core and Center Sub-districts, landscape shall be provided as follows:
  - 1. Street trees shall be planted at a maximum of 25 feet average on center, with a minimum 4-inch diameter at breast height.
  - 2. Street trees shall not be required when colonnades are being provided along the street.
- E. <u>Parking</u>. Except as provided herein, parking shall be provided as required by section 33-124 of this code.
  - 1. Multi-story parking garages, parking lots, and on-street parking shall count toward all parking requirements except for the parking requirements of detached single-family residences, courtyard and sideyard houses, rowhouses, or duplexes.
  - 2. Parking shall be provided as follows:

Single Family Residential (off-street):
single family detached: 2 spaces/unit
courtyard or sideyard house: 2 spaces/unit
rowhouse: 2 spaces/unit
duplex: 2 spaces/unit
Multi-family Residential:
1.5 spaces/1 bedroom unit
1.75 spaces/2 bedroom unit
2 spaces/3 or more bedroom units
Hotel: 1 space/first 40 guest rooms and 1 additional space/ every 2
guest rooms or suites thereafter
Retail: 1 space/250 square feet of gross floor area
Office: 1 space/400 square feet of gross floor area
Restaurants: 1 space/ 50 square feet of patron area
Industrial and Institutional: shall comply with section 33-124 of

#### Live-work units:

this code.

- (1) residential component: 2 spaces/unit, and
- (2) workshop component: 1 space/325 square feet of workshop area

### Live-work buildings:

- (1) residential component: shall comply with the multi-family residential requirements described in this sub-section, and
- (2) work space, non-residential component: shall comply with Sec. section 33-124, Standards, of this code.

Civic uses: shall comply with section 33-284.51(B)(4) of this code.

All other uses shall comply with the parking standards provided in section 33-124 of this code.

- 3. The combined parking requirement for mixed-use development shall be 90 percent of the total parking otherwise required in this section; provided, however, that in the Core Sub-district, the combined parking required for mixed-use development shall be 80 percent of the total parking otherwise required in this section.
- 4. Mixed-use developments in the Core and Center Sub-districts may provide up to 60 percent of the required parking off-site, where the off-site parking is located on a minor street and within 500 feet of the development. Any certificate of use for Mixed-use shall immediately terminate in the event such parking area is not available. An applicant for approval of a Mixed-use development with off-site parking shall execute and record in the public records of this County a declaration of restrictions approved by the Director covenanting that such Mixed-use shall



- cease and terminate upon the elimination of such parking area, and that no Mixeduse requiring such parking shall be made of such property until the required parking area is available and provided.
- Sesidential uses on a lot or group of lots entirely or partially designated as open space and located in a Residential Modified (RM)area, as provided in section 33-284.86(C) of this code, may provide off-site parking of up to 60 percent of the parking required if portions of the lot(s) were to be developed as RM. This off-site parking shall be located on a minor street and within 500 feet of the development. Such residential uses shall immediately terminate in the event such parking area is not available. An applicant for approval of a RM development with off-site parking shall execute and record in the public records of this County a declaration of restrictions approved by the Director covenanting that such residential use shall cease and terminate upon the elimination of such parking area, and that no residential use requiring such parking shall be made of such property until the required parking area is available and provided.
- 6. Individual parking garages for single-family homes shall count towards the parking requirement.
- 7. Parking for individuals with disabilities shall comply with the Florida Building Code.
- 8. Parking for persons transporting strollers shall comply with section 33-122.2 of this code.
- 9. Except for detached single-family homes, courtyard or sideyard houses, rowhouses, and duplexes, all parking may be in the form of multi-story parking garage structures or parking lots which shall be provided in the rear or on one side of the building, screened from public right-of-way. Parking is not permitted in the front setback.
- 10. Multi-story parking garage structures shall be screened along all frontages, except along a service road or minor street, by a liner building containing a minimum depth of 20 feet of habitable space. Surface parking lots shall be located to the rear of buildings. Parking lots shall be screened along all frontages, except rear.
- 11. Parking lots shall provide for vehicular connectivity to adjacent parking areas.
- 12. Parking for detached single family homes, courtyard or sideyard houses, rowhouses, and duplexes in the Edge Sub-district shall be subject to the following:
  - a. Where there is no service road, parking shall be in the form of individual garages or carports accessed through a driveway from the street. Along

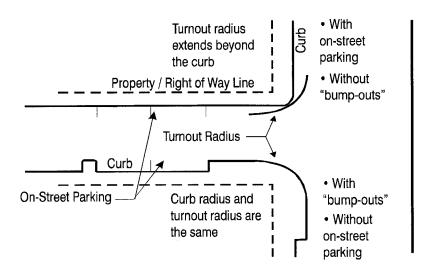


- the front property line the maximum width of the driveways in front of the build-to line shall be 10 feet. On any other frontage the maximum width of the driveway shall be 20 feet.
- b. The parking area shall be screened at the build-to line through the use of walls, hedges, or fences.
- c. In the Edge Sub-district and when provided, attached garages and carports shall be placed as shown in the building placement diagrams for residential areas without service roads.
- d. The sidewalk shall be continuous and remain at a constant level at all instances where a driveway intersects it.

### F. Streets, service roads and utilities.

- 1. All streets shall be located according to the New Streets Plan and the Street Type Development Parameters. All new A streets shall be in the same general location shown on the New Streets Plan and may be modified with respect to alignment, provided that the final alignment is in keeping with the principles of good urban design. All new B streets shall be in the same general location as shown on the New Streets Plan and may be modified only with respect to alignment and orientation provided that the final alignment and orientation are in keeping with the principles of good urban design. All streets shall allow general public access. Privately built streets shall provide an approved plat restriction to allow general public access. No gates that impede through traffic are permitted along A or B streets. No new A or B streets shall be deleted.
- 2. The Director shall approve the modification of A or B streets if the following conditions are satisfied:
  - a. The modification has been approved by the Director of Public Works who shall review the proposed modification for traffic and safety issues.
  - b. The modification does not diminish the general size and location of an open space shown in the Designated Open Space Plan.
  - c. The modification maintains connectivity to the surrounding area.
  - d. The modification enhances pedestrian safety.
  - e. The modification is compatible with the surrounding area.
  - f. The modification allows for the appropriate use of private property.

- 3. The design of new streets and modifications of existing streets shall comply with the following requirements:
  - a. Street rights-of-way shall be in accordance with the Street Type Development Parameters.
  - b. All streets and service roads shall connect to other streets or service roads. Cul-de-sacs, T-turnarounds, and dead end streets shall be prohibited.
  - c. All sidewalks shall provide the following:
    - (1) Minimum width of 6 feet, unless a different width is required by the Street Development Parameters;
    - (2) Minimum unobstructed area of 60 inches;
    - (3) Where a colonnade is required, free and clear use of a continuous unobstructed area of at least 60 inches within the colonnade; and
    - (4) No utility poles, fire hydrants or any other temporary or permanent structures within the unobstructed area.
  - d. Where on-street parking is provided, parking lanes shall be no closer than
     25 feet from the intersection measured from the outermost corner of the
     nearest corner property line
  - e. Maximum curb radii at intersections shall comply with the following:



Sub-district; Street Type	With On-Street Parking, without Bump-out	With Bump-Out	Without On- Street Parking
All Sub-districts; County and State Arterials*	15'	34'-6"	34'-6"
All Sub-districts; County Collectors*	15'	20' curb radii 25' clear zone	20' curb radii 25' clear zone
Core Sub-district; All other streets	15'	20' curb radii 25' clear zone	20' curb radii 25' clear zone
Center Sub-district; All other streets	15'	15' curb radii 25' clear zone	15' curb radii 25' clear zone
Edge Sub-district; All other streets	15'	15' curb radii 25' clear zone	15' curb radii 25' clear zone

- f. Curb and gutters shall be provided as follows:
  - (1) All Sub-districts: At all intersections and roadway edges of arterials, boulevards and Main Street.
  - (2) Core and Center Sub-districts: At all intersections and roadway edges of minor streets.
- g. Utilities other than fire hydrants shall run underground.
- h. Buildings placed at the end of a Street Vista may provide one additional story above that otherwise permitted by the Building Height Regulating Plan; such additional story shall occupy up to 15% of the floor area of the story immediately below.
- i. Service roads may occur within buildings.
- j. Service road access from the front property line shall be limited to 1 point of access for every 250 feet of frontage.
- G. Street Lighting. Street lighting shall comply with the following:
  - 1. Street lighting shall be provided in these areas: commercial and live-work unit driveways and parking areas, sidewalks and pedestrian passages, commercial establishment entryways, recreation areas, and multi-family residential common areas and entryways.
  - 2. Outdoor lighting of these areas shall comply with section 33-4.1 of this code.
  - 3. All light fixtures shall be of a pedestrian scale, with a maximum height of 18 feet and a maximum spacing between fixtures of 40 feet.

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- 4. The type and spacing of light fixtures shall be approved by the Department of Public Works. Approval shall be based on uniformity of types, location, right-of-way width, and luminosity.
- 5. Weather and vandalism resistant covers shall protect all light fixtures.
- 6. Streetlamps shall be installed on both sides of streets.
- 7. Cobra-head lights shall not be permitted.
- H. Walls, fences, and hedges. The following shall be permitted:

Location	Type and Material	Spacing	Height	Transparency
Around perimeter of designated open space	Masonry, ic plated tht iron	d Pillars: Apart	Max. 3'-6" (*)	75% Minimum
	Hedges and shrubs	Max. 30" O.C. Max. 48" O.C.	At time of planting Min. 18". Max. 3'-6"	N/A
In front of the build-to-line (BL), Along front (F), corner	Walls or Fences: Masonry, wood, electrostatic plated aluminum, or wrought iron	ars:	Max. 3'-6" (*)	75% Minimum
side (CS), interior side (IS), and rear (R) property lines	Hedges and shrubs	Max. 30" O.C. Max. 48" O.C.	At time of planting Min. 18" Max. 3'-6"	N/A
Behind the build-to-line Walls (BL), wood, Along interior side (IS) alumin	Walls or Fences: Masonry, wood, electrostatic plated aluminum, or wrought iron	N/A	Min. 48" Max. 72"	75% Maximum
and rear (R) property lines	Hedges and Shrubs	Max. 30" O.C. Max. 48" O.C.	At time of planting Min. 18". Max. 72"	N/A
	Chain Link	N/A	Min. 60" Max. 72"	N/A
Along the build-to-line (BL)	Walls or Fences: Masonry, wood, electrostatic plated aluminum, or wrought iron	Posts and Pillars: Max. 10' Apart	Min. 48" Max. 72"	25% Maximum
	Hedges and shrubs	Max. 30" O.C.	At time of planting Min. 18" May 72"	N/A
		Maa: 40 C.C.	Man. 72	

				The second contract of
Location	Type and Material	Spacing	Height	Transparency
Parking Areas Along	Parking Areas Along Walls or Fences: Masonry, Posts and Pillars: Min. 3'-6" (*)	Posts and Pillars:	Min. 3'-6" (*)	25% Maximum
Streets	wood, electrostatic plated Max. 10' Apart	Max. 10' Apart		
	aluminum, or wrought iron			
	Hedges and shrubs	Max. 48" O.C.	At time of planting Min.   N/A	N/A
			3'-6"	
Construction Areas	Chain Link	N/A	N/A	N/A
Industrial Areas Along Chain Link	Chain Link	N/A	N/A	N/A
B Streets Only				

(\*) excluding decorative elements of posts and pillars not to exceed 12" in height.

SERVICE ROAD STREET <u>s</u> В S STREET

Note:

Hedges and shrubs shall be subject to Chapter 18-A of this code.

Where a wall or fence is used for screening parking areas along streets a 5-foot landscape strip shall be required in front of the wall or fence.

The maximum spacing for pillars and posts shall apply except along driveways.

I. Outdoor uses/enclosed uses. All uses shall be conducted within completely enclosed buildings, except outdoor uses expressly permitted in this article. Materials and products may be stored within an enclosed building or within an area completely enclosed within walls having a life expectancy of 20 years or more from the date of installation. Storage shall not be visible above the height of the walls. Commercial trucks shall be stored or parked within an enclosed building or an area enclosed by a fence, wall, or hedge, and out of the view from adjacent properties.

Section 7. Sec. 33-284.87 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

Sec. 33-284.87. Signs.

Except as provided herein, signage shall comply with section 33-284.63 of this code.

- A. <u>Temporary signs in MUCs and CUCs</u>. Temporary signs shall be permitted in compliance with Sec. 33-99 of this code.
- B. <u>Permanent Point of Sale Signs</u>. Permanent point of sale signs shall be permitted as follows:
  - 1. The following permanent point of sale signs are permitted in all sub-districts in conjunction with permitted business and industrial uses: building identification, detached, flat attached, hanging, awning, and cantilever projecting.
    - a. Cantilever projecting signs shall be mounted and perpendicular to the building.
    - b. The copy of an awning sign shall only be located on the valance of the awning.
    - c. The bottom of a hanging sign shall be located at a minimum height of 8' from the finished floor.
  - 2. Maximum size, location, and number of signs shall be as follows:

66

	Core	Center	Edge	Number	of
		,		Signs	
MUCs*		cation at top of	Building	One per	
	building: 300 sq.	ft.	identification at	frontage	per
			top of building:	building	
			150 sq. ft.		
	Flat attached: 24	sq. ft.	Flat attached:	One	per
			12 sq. ft.	tenant	per
	Cantilever: 8 sq. :	ft.		street from	ntage
	Hanging, awning	, detached, 6 sq. ft.		One of	each
				type	per
				tenant	per
				street from	ntage
CUCs*	Building	Not applicable	Not applicable	One per	street
	identification at			frontage	per
	top of building:			building	
	150 sq. ft.				
	Flat attached:	Flat attached:	Flat attached: 6	One	per
	24 sq. ft.	12 sq. ft.	sq. ft.	tenant	per
	Cantilever: 8 sq.			street from	ntage
		, detached, 6 sq. ft.		One of	each
		•		type	per
				tenant	per
				street fro	ntage
Industrial	All signs**: 24 se	q. ft; Cantilever: 8	sq. ft.	One	per
		-	-	tenant	per
				street fro	ntage
* except for ir	dustrial areas (ID)				
	antilever signs				

- 3. Illumination/lighting shall comply with section 33-96 of this code.
- 4. Maximum heights shall be as follows:
  - a. 4 feet above grade to top of sign for detached signs;
  - b. No limits for flat attached signs;
  - c. For signs painted on the façade of a building or on the valance of an awning, the copy shall not exceed 1 foot.
- C. <u>Prohibited Signs</u>. The following types of outdoor signs shall be prohibited:
  - 1. automatic electric changing signs
  - 2. revolving, rotating, and other moving signs
  - 3. backlit signs of any type

- 4. banners
- 5. flags
- 6. roof signs
- 7. balloon signs
- 8. class C commercial signs or other outdoor advertising, except those within bus shelters.

Section 8. Sec. 33-284.88 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

Sec. 33-284.88. Review Procedure/Administrative Site Plan and Architectural Review.

Except for individual single-family homes and duplexes, all applications for development approval within an Urban Center District that are not otherwise permitted as nonconforming uses or structures shall comply with the requirements of this article and with the site plan and architectural review criteria contained herein. Developments shall be processed and approved administratively as follows:

Administrative site and architectural plan review. The Department shall review plans, A. including the exhibits listed below for completeness and compliance with the provisions of this article, including the Regulating Plans, and for compliance with the site plan review criteria provided herein. Additionally, all applications shall be reviewed by the following departments of Miami-Dade County and other public entities for potential impacts on infrastructure and other services resulting from the application: Public Works Department, Department of Environmental Resources Management, Miami-Dade Fire Rescue Department, and the Miami-Dade County School Board. In the event the application indicates impacts on services and infrastructure provided by any of the foregoing, the applicant shall meet with the affected department or entity to discuss potential mitigation of the impacts and shall submit evidence to the Department of such The Director shall issue a final decision within 21 days of the date of submission of the completed application. The applicant shall have the right to extend the 21-day period by an additional 21 days upon timely request made in writing to the Department. The Department shall have the right to extend the 21-day period by written notice to the applicant that additional information is needed. Denials shall be in writing and shall specifically set forth the grounds for the denial. Any final decision of the Director may be appealed in accordance with the procedures established in this Chapter for appeals of administrative decisions.

- B. Applications for administrative site plan and architectural review under this article shall be accompanied by exhibits prepared by registered architects and landscape architects which shall be submitted to the Department and shall include the following:
  - 1. Site plan(s) including:
    - a. Sub-district location;
    - b. Street layouts and designations as per this article;
    - c. Locations, shape, size, and height of existing buildings;
    - d. Indication of street vistas;
    - e. Lot lines, setbacks and build-to-lines;
    - f. Location of open spaces including anchor points if applicable;
    - g. Location of on-street and off-street parking, loading facilities, and waste collection areas
    - h. Indication of signage; and
    - i. Indication of any site or building design methods used to conserve energy.
  - 2. Landscape plans, including specifications of species of plant material, location, and size in accordance with this article and Chapter 18A of this code.
  - 3. Street cross-sections, including adjacent buildings and open space.
  - 4. Floor plans, elevations, and sections of all buildings, including total gross square feet of area for each floor and all dimensions relating to the requirements of this article. A pattern book may be submitted for detached and attached single-family units including, at a minimum, unit plans and elevations, elevation of unit groupings, and typical design details such as street lamps, benches, fencing, and paving details.
  - 5. Figures indicating the following:
    - a. Gross and net acreage;
    - b. Total square footage for each use by type;
    - c. Total number of dwelling units;
    - d. Amount of passive and active open space in square feet; and
    - e. Such other design data as may be needed to evaluate the project's compliance with the requirements of this article and Chapter.

Section 9. Sec. 33-284.89 of the Code of Miami-Dade County, Florida, is hereby created

as follows:

Sec. 33-284.89. Zoning relief from certain requirements.

Relief from the following requirements of this article shall be permitted only pursuant to the standards and requirements of section 33-311(A)(4)(a) of this code:

- 1. minimum and maximum densities;
- 2. required liner buildings used to screen parking;
- 3. colonnade regulations, including minimum horizontal and vertical clearances;
- 4. provision of A streets;
- 5. requirements for street trees, greens, plazas, squares and medians;
- 7. maximum size of blocks;
- 8. curb requirement in the Core and Center sub-district; and
- 9. signage.

Section 10. Sec. 33-284.90 of the Code of Miami-Dade County, Florida, is hereby

created as follows:

Sec. 33-284.90. Conflicts with other chapters and regulations.

This article shall govern in the event of conflicts with other zoning, subdivision, or landscape regulations of this code, or with the Miami-Dade Department of Public Works Manual of Public Works.

Section 11. Sec. 33-311 of the Code of Miami-Dade County, Florida, is hereby amended

as follows:

Sec. 33-311. Community Zoning Appeals Board – Authority and Duties.

Except as otherwise provided by this chapter, the Community Zoning Appeals Boards (A) and Board of County Commissioners shall have the authority and duty to consider and act upon applications, as hereinafter set forth, after first considering the written recommendations thereon of the Director or Developmental Impact Committee. Provided, however, no such action shall be taken until notice of time and place of the hearing at which the Community Zoning Appeals Boards will consider the application has been first published as provided in Section 33-310. The Community Zoning Appeals Boards are advised that the purpose of zoning and regulations is to provide a comprehensive plan and design to lessen the congestion in the highways; to secure safety from fire, panic and other dangers, to promote health, safety, morals, convenience and the general welfare; to provide adequate light and air; to prevent the overcrowding of land and water; to avoid undue concentration of population; to facilitate the adequate provisions of transportation, water, sewerage, schools, parks and other public requirements, with the view of giving reasonable consideration among other things to the character of the district or area and its peculiar suitability for particular uses and with a view to conserving the value of buildings and property and encouraging the most appropriate use of land and water throughout the County. The Community Zoning Appeals Board and Board of County Commissioners or any of their members may inspect the premises and area under consideration. The Community Zoning Appeals Boards shall have authority over the following zoning applications except where the Board of County Commissioners has direct jurisdiction.

\* \*

(13) Hear applications to modify or eliminate any condition or part thereof which has been imposed by any final decision adopted by resolution regulating any parcel of land located within the Downtown Kendall Urban Center >>,<< [[ex]] the Naranja Community Urban Center >>, or any other Urban Center << zoning districts, where and to the extent that modification or elimination of the condition or part thereof is necessary to allow development conforming in all respects >>with<<<

[[to]] the Downtown Kendall Urban Center [[District, sections 33-284.55-33-284.65 of this code or]] >> < the Naranja Community Urban Center [[District, sections 33-284.66-33-284.76 of this code]] ->> < or any other applicable Urban Center zoning district regulations <<.

Section 12. Sec. 33-314 of the Code of Miami-Dade County, Florida, is hereby amended to read as follows:

Sec. 33-314. Direct applications and appeals to the County Commission.

(B) The County Commission shall have jurisdiction to hear appeals from decision of the Community Zoning Appeals Boards as follows:

(12) Applications for development approval or modifications thereof for projects located within the Center or Edge Sub-districts of the Naranja Community Urban Center District >> and all other Urban Center zoning districts <<.

(C) The County Commission shall have jurisdiction to directly hear other applications as follows:

(10) Applications to modify or eliminate any condition or part thereof which has been imposed by any final decision adopted by resolution regulating any parcel of land located within the Downtown Kendall Urban Center District, >> or other Urban Center zoning district, << where and to the extent that modification or elimination of the condition or part thereof is necessary to allow development conforming in all respects to the Downtown Kendall Urban Center District [[, sections 33-

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284.55 33 284.65 of this code]] >> or other Urban Center zoning district regulations <<.

\* \* \*

[[(11)]]>>(14)<< Applications for development approval or modifications thereof for projects located within the Core Sub-district of the Naranja Community Urban Center District >> and all other Urban Center zoning districts<<<. after hearing and recommendation by the Community Zoning Appeals Board or Boards having jurisdiction over the area encompassed by the project.

>>(15)<< Applications to modify or delete declarations of restrictive covenants recorded prior to (the effective date of this ordinance), encumbering property wholly located within any Urban Center zoning district, as defined in this code, where and to the extent that modification or elimination of the declaration of restrictive covenant or part thereof is necessary to allow development conforming in all respects to the applicable Urban Center District regulations.

Section 13. Sec. 33B-45 of the Code of Miami-Dade County, Florida, is hereby amended as follows:

Sec. 33B-45. Development of severable use rights.

\* \* \*

(g) Residential use of severable use rights. >> Except as provided in paragraph (g)(15) below and << [[N]]notwithstanding the provisions of any other code or regulation of Miami-Dade County, the developer of a parcel of land may develop, in addition to the number of dwelling units authorized in each zoning district, one (1) dwelling unit for each severable use right, provided that the total development proposed does not exceed the following limitations:

>>(15) In all Community Urban Center zoning districts:

Developments located on parcels of land that are in the Core or Center Sub-districts of Community Urban Center zoning districts and that are designated as Mixed Use Main (MM), Mixed Use Corridor (MC), or Mixed Use U.S. 1 (M1) on the respective Land Use Regulating Plan, may develop, in addition to the number of dwelling units authorized in the Land Use Regulating Plan, up to 8 dwelling units at the rate of 2 dwelling units for each severable use right.<

Section 14. If any section, subsection, sentence, clause or provision of this ordinance is held invalid, the remainder of this ordinance shall not be affected by such invalidity.

Section 15. It is the intention of this Board of County Commissioners, and is hereby ordained that the provisions of this ordinance shall become and made part of the Code of Miami-Dade County, Florida. The section of this ordinance may be renumbered or relettered to accomplish such intention, and the word "ordinance" may be changed to "section", "article" or other appropriate word.

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Section 16. This ordinance shall become effective ten (10) days after the date of enactment unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

PASSED AND ADOPTED:

Approved by County Attorney as to form and legal sufficiency:

Prepared by: Dennis A. Kerbel Dak-